

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

986 U.S. PTO
09/867093
05/29/01

In re the application of: Bell E. and Sioussat, T.M.

Serial No.: 09/369,012

Filed: August 5, 1999

For: *BONE PRECURSOR COMPOSITIONS*

Attorney Docket No.: TSS-017

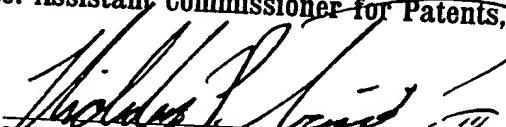
Group Art Unit: 1636

Examiner:

Assistant Commissioner for Patents
Washington, D.C. 20231

Certificate of First Class Mailing (37 CFR §1.8(a))
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on the date set forth below.

December 1, 1999
Date of Signature and of Mail Deposit

By: 
Nicholas P. Triano, III
Registration No. 36,397
Attorney for Applicants

INFORMATION DISCLOSURE STATEMENT

Dear Sir:

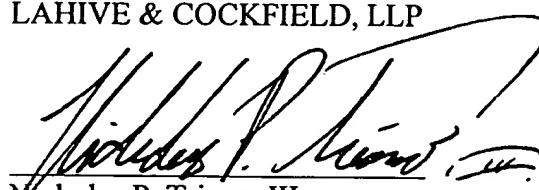
Applicants and their attorney are aware of the following publications and information, listed on the attached PTO Form 1449, and in accordance with 37 CFR §1.97 hereby submit these publications for the Examiner's consideration. A full copy of each cited publication is enclosed.

This statement is not to be interpreted as a representation that the cited publications are material, that an exhaustive search has been conducted, or that no other relevant information exists. Nor shall the citation of any publication herein be construed *per se*

as a representation that such publication is prior art. Moreover, Applicants understand that the Examiner will make an independent evaluation of the cited publications.

Under 37 C.F.R. § 1.97(b)(3), no additional costs are believed to be due in connection with the filing of this disclosure. If, however, a first Office Action on the merits issues in this application bearing a mailing date prior to the date of this Information Disclosure Statement, please charge the appropriate fee as required under 37 CFR §1.17(p) to our Deposit Order Account No. 12-0080.

Respectfully submitted,
LAHIVE & COCKFIELD, LLP



Nicholas P. Triano, III
Registration No. 36,397
Attorney for Applicants

28 State Street
Boston, MA 02109
(617) 227-7400

Date: December 1, 1999

TVS/NPT/CMS/mlh
Enclosures

APPLICANT FACSIMILE OF FORM PTO-1449		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTY DOCKET NO	SERIAL NO.
REV 7-80			TSS-017	09/369,012
LIST OF PUBLICATIONS CITED BY APPLICANT (Use several sheets if necessary)				
U.S. PTO 1449 (Rev. 7-80) 09/86 09/86709				

U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	A1	5,562,946	10/96	Fofonoff, et al.	427	2.31	
	A2	5,800,537	09/98	Bell	623	11	
	A3	5,891,558	04/99	Bell et al.	428	218	
	A4	5,893,888	04/99	Bell	623	11	

FOREIGN PATENT DOCUMENTS

OTHERS (including Author, Title, Date, Pertinent Pages, Etc.)

Examiner

Date Considered

EXAMINER

Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

1986 U.S. PTO
09/867093
05/29/01

In re the application of: Eugene Bell *et al.*

Group Art Unit: 1636

Serial No.: 09/369,012

Examiner:

Filed: August 5, 1999

For: *BONE PRECURSOR COMPOSITIONS*

Attorney Docket No.: TSS-017

Assistant Commissioner for Patents
Washington, D.C. 20231

Certificate of First Class Mailing (37 CFR §1.8(a))

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on the date set forth below.

March 29, 2000
Date of Signature and of Mail Deposit

By:


Nicholas P. Triano, III
Reg. No. 36,397
Attorney for Applicants

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

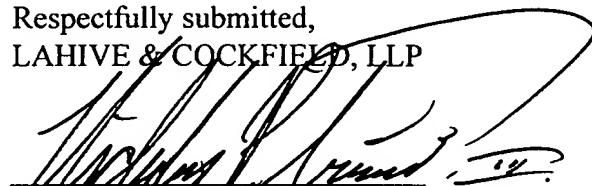
Dear Sir:

Applicants and their attorney have become aware of the following publications and information, cited in an International Search Report mailed December 12, 1999 during the prosecution of PCT/US99/17871 which corresponds to the above referenced application. In accordance with 37 CFR §1.97(b)(3), Applicants hereby submit these publications for the Examiner's consideration. These publications are cited on the enclosed PTO Form 1449, and a copy of the Report and each publication cited thereon are enclosed as well.

This statement is not to be interpreted as a representation that the cited publications are material, that an exhaustive search has been conducted, or that no other relevant information exists. Nor shall the citation of any publication herein be construed *per se* as a representation that such publication is prior art. Moreover, the Applicants understand that the Examiner will make an independent evaluation of the cited publications.

In the event that a final Office Action on the merits or a Notice of Allowance issues in this application bearing a mailing date prior to or the same date as the date of this Supplemental Information Disclosure Statement, please consider this a petition for the consideration of this Supplemental Information Disclosure Statement in accordance with 37 CFR §1.97(d)(2). Please charge the appropriate petition fee to our Deposit Order Account No. 120080.

Respectfully submitted,
LAHIVE & COCKFIELD, LLP



Nicholas P. Triano, III
Registration No. 36,397
Attorney for Applicants

28 State Street
Boston, MA 02109
(617) 227-7400

Date: March 29, 2000

TVS/NPT/alf
Enclosures

APPLICANT FACSIMILE OF FORM PTO-1449 REV 7-80	U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTY DOCKET NO TSS-017	SERIAL NO. 09/369,012
LIST OF PUBLICATIONS CITED BY APPLICANT (Use several sheets if necessary)		APPLICANT Eugene Bell et al.	U.S. PTO 09/1867092
		FILING DATE August 5, 1999	GROUP 1636

U.S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
B1	5,605,713	02/97	Boltong	427	2.1	

FOREIGN PATENT DOCUMENTS

FOREIGN PATENT DOCUMENTS								
		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
							YES	NO
	B2	WO 94/02411	02/94	PCT				
	B3	WO 98/22154	05/98	PCT				
	B4	WO 99/17710	04/99	PCT				

OTHERS (including Author, Title, Date, Pertinent Pages, Etc.)

Examiner	Date Considered
*EXAMINER	Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.